

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF INDIANA
SOUTH BEND DIVISION

In the Matter of

DIANA LIN SANTOS,

Debtor.

Case No. 13-32879
Chapter 7

MOTION TO APPROVE SETTLEMENT

Trustee, Jacqueline Sells Homann, by counsel, requests that the court approve the proposed settlement, and in support of the same, states as follows:

1. The Debtor filed her bankruptcy petition on October 7, 2013.
2. One of the assets that the Trustee found was that the debtor was involved in a class action lawsuit regarding a product liability claim.
3. The Trustee engaged special counsel, who had been hired by the debtor to represent her in connection with the class action lawsuit.
4. The Trustee has been notified that a settlement has been reached with the defendant.
5. Defendant is paying \$100,000, less court ordered assessments and attorney's fees, \$55,672.06 to the bankruptcy estate for the benefit of debtor's creditors. See the proposed settlement statement attached as Exhibit A.
6. Special counsel has recommended participation in the proposed settlement.

Therefore, the Trustee prays that she be allowed to execute the necessary documents to participate in the allocation and settlement, and for all other just and proper relief.

Dated: March 7, 2022

/s/ Jacqueline Sells Homann

Jacqueline Sells Homann
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CERTIFICATE OF SERVICE

I hereby certify that on March 7, 2022, a true and correct copy of the above and foregoing Motion to Approve Settlement was served by depositing in the United States mail, correct postage prepaid, upon the following parties:

James K. Tamke
tamke@attorney-cpa.com

United States Trustee
ustpregion10.so.ecf@usdoj.gov

D. Chad Aaronson
Aaronson and Rash, PLLC
6200 Savoy Dr., Ste. 950
Houston, TX 77036

Erin K. Copeland
Fibich, Leebron, Copeland & Briggs LLP
1150 Bissonnet Street
Houston, TX 77005

/s/ Jacqueline Sells Homann

Jacqueline Sells Homann



**FIBICH LEEBRON
COPELAND BRIGGS**

EXHIBIT

A

**Diana Santos
BANKRUPTCY SETTLEMENT STATEMENT**

GROSS SETTLEMENT		\$100,000.00
COURT-ORDERED ASSESSMENT (8%)		\$8,000.00
3% of gross deducted from Claimant Net		\$3,000.00
5% of gross deducted from Attorney's Fees		\$5,000.00
LESS ATTORNEY'S FEES (40%)		\$40,000.00
-5% of gross deducted from Attorney's Fees		\$5,000.00
LESS ATTORNEY'S FEES (40%)- ATTORNEY PORTION OF ASSESSMENT		\$35,000.00
Fibich Leebron Copeland Briggs	55.00%	\$19,250.00
Aaronson & Rash	45.00%	\$15,750.00
LESS CASE SPECIFIC FILE EXPENSES		\$1,327.94
LESS 3% ASSESSMENT TO MDL [CLIENT PORTION]		\$3,000.00
FINAL PRIVATE INSURANCE-AmeriGroup (Anthem BCBS/Wellpoint)		\$0.00
FINAL PRIVATE INSURANCE-United Healthcare (PLRP)		\$0.00
NET AWARD TO PLAINTIFF		<u>\$55,672.06</u>

CASE SPECIFIC CLIENT EXPENSES

Medical Records	\$44.64
Postage	\$2.30
Filing Fees	\$95.00
Consultant-Medical Review	\$45.00
Expense for Lien Verification (Archer)*	\$175.00
Expenses for Bankruptcy Resolution (Archer)	\$700.00
Expense for Settlement Administration (Rubris)	\$125.00
Expense For Qualified Funds Administrator (Milestone)	\$75.00
Expense for Settlement Ethicist	\$66.00

*Lien Verification is requirement of MSA

CLIENT TOTAL CASE SPECIFIC EXPENSES: **\$1,327.94**